

Senate File 508

S-3171

Amend Senate File 508 as follows:

1. Page 1, before line 1 by inserting:

<DIVISION I

FIREWORKS REGULATION>

2. By striking page 1, line 34, through page 2, line 1, and inserting:

<d. "Retailer" means as defined in section 423.1.>

3. Page 4, line 20, by striking <or>

4. Page 4, line 26, by striking <seller license>

5. Page 4, line 29, by striking <seller license>

6. Page 4, line 30, by striking <seller license>

7. Page 4, line 34, after <section> by inserting <and section 100.19A>

8. Page 5, line 2, after <3> by inserting <and the fees collected by the state fire marshal under section 100.19A for wholesaler registration>

9. Page 5, line 29, after <to> by inserting <annually>

10. Page 5, line 33, by striking <a> and inserting <an annual>

11. Page 5, line 35, after <state.> by inserting <Registration fees collected pursuant to this section shall be deposited in the consumer fireworks fee fund created in section 100.19, subsection 6.>

12. Page 6, line 31, by striking <resolution suspend> and inserting <ordinance or resolution prohibit>

13. Page 6, lines 32 and 33, by striking <727.2, if the board determines that the use of such devices would constitute a threat to public safety> and inserting <727.2>

14. Page 7, after line 2 by inserting:

<Sec. _____. Section 364.2, Code 2015, is amended by adding the following new subsection:

NEW SUBSECTION. 6. A city council may by ordinance or resolution prohibit or limit the use of consumer fireworks, display fireworks, or novelties, as described in section 727.2.>

15. Page 7, lines 5 and 6, by striking <consumer fireworks, display fireworks, and novelties,> and inserting <consumer fireworks or display fireworks,>

16. Page 8, line 25, by striking <suspended by a resolution> and inserting <prohibited or limited by an ordinance>

17. Page 8, line 26, after <county> by inserting <or city>

18. Page 9, line 9, by striking <c. A> and inserting:

<c. (1) A person who uses or explodes consumer fireworks or novelties while the use of such devices is

1 prohibited or limited by an ordinance adopted by the
2 city in which the fireworks are used commits a simple
3 misdemeanor, punishable by a fine of not less than two
4 hundred fifty dollars.
5 (2) A>
6 19. Page 10, by striking lines 14 and 15 and
7 inserting:
8 <Sec. _____. EFFECTIVE UPON ENACTMENT. This division
9 of this Act, being deemed of immediate importance,
10 takes effect upon enactment.
11 DIVISION ____
12 RULEMAKING
13 Sec. _____. EMERGENCY RULES. The state fire
14 marshal shall adopt emergency rules under section
15 17A.5, subsection 2, paragraph "b", to facilitate the
16 implementation and administration of this Act.
17 Sec. _____. EFFECTIVE UPON ENACTMENT. This division
18 of this Act, being deemed of immediate importance,
19 takes effect upon enactment.>
20 20. Title page, line 2, by striking <and providing
21 penalties> and inserting <, providing fees and
22 penalties, and including effective date provisions>
23 21. By renumbering as necessary.

JEFF DANIELSON